

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:

LATOSHA DEWAUN MATHIS,

DEBTOR

CHAPTER 7

CASE NO. 20-70035-JWC

NOTICE OF HEARING

PLEASE TAKE NOTICE that Latosha Dewaun Mathis has filed a Motion to Convert to Chapter 13 with the Court seeking an Order converting this Chapter 7 Case to a Chapter 13 Case.

PLEASE TAKE FURTHER NOTICE that the Court will hold a hearing on the Motion in **Courtroom 1203, Russell Federal Building, 75 Ted Turner Dr. SW, Atlanta, Georgia 30303 at 11:00 AM on March 11, 2021.**

Your rights may be affected by the Court's ruling on the Motion. You should read these pleadings carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one. If you do not want the Court to grant the relief sought in the Motion or if you want the Court to consider your views, then you and/or your attorney must attend the hearing. You may also file a written response to the Motion with the Clerk at the address stated below, but you are not required to do so. If you file a written response, you must attach a certificate stating when, how and on whom (including addresses) you served the response. Mail or deliver your response so that it is received by the Clerk at least two business days before the hearing. The address of the Clerk's Office is: Clerk, U.S. Bankruptcy Court, 75 Ted Turner Dr. SW, Atlanta, Georgia 30303.

Given the current public health crisis, hearings may be telephonic only. Please check the "Important Information Regarding Court Operations During COVID-19 Outbreak" tab at the top of the GANB Website prior to the hearing for instructions on whether to appear in person or by phone.

This February 8, 2021

Respectfully Submitted,
JEFF FIELD & ASSOCIATES

/s/ Christopher J. Sleeper

CHRISTOPHER J. SLEEPER
Attorney for Debtor
State Bar No. 700884
342 North Clarendon Avenue
Scottdale, GA 30079
404-499- 2700
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UNITED STATES BANKRUPTCY COURT
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LATOSHA DEWAUN MATHIS,

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CHAPTER 7

CASE No. 20-70035-JWC

MOTION TO CONVERT TO CHAPTER 13

Comes now the Debtor, Latosha Dewaun Mathis, by and through the undersigned counsel, and files this Motion and shows to this Honorable Court the following:

1.

This case was commenced on September 21, 2020 by the filing of a Voluntary Petition in Bankruptcy for relief under Title 11 Chapter 13 of the United States Code.

2.

Jurisdiction is appropriate pursuant to 28 U.S.C. Section 1334; 28 U.S.C. Section 151 et seq; and, 11 U.S.C. Section 151 et seq. Venue is appropriate pursuant to 28 U.S.C. Section 1409. This contested matter is core proceeding as defined in 28 U.S.C. Section 157(b)(2)(A).

3.

11 U.S.C. §706(a) provides that “The debtor may convert a case under this chapter to a case under chapter 11, 12, or 13 of this title at any time, if the case has not been converted under section 1112, 1208, or 1307 of this title. Any waiver of the right to convert a case under this subsection is unenforceable.” In enacting §706(a), “Congress gave ‘honest but unfortunate debtor[s] the chance to repay their debts should they acquire the means to do so.’ *Marrama v. Citizens Bank of Massachusetts*, 549 U.S. 365 (2007) (internal citation omitted).

4.

Conversion to Chapter 13 should only be denied if the party opposing conversion meets its burden of showing that one of the conditions enumerated in 11 § 1307(c) is present.

5.

Debtor needs to retain her residence in order to care for her disabled sister and disabled mother. Debtor will be able to reduce some of her expenses related to their support and has a retirement loan that will be ending within the next couple of years that will allow her to pay her claims in sufficient amount to satisfy the best interest of creditors of test for confirmation. Debtor believes that the proposed plan will be feasible and in the best interest of the estate.

WHEREFORE, Debtor prays that this Court:

- A. Hold a hearing, if necessary, to inquire into this matter;
- B. Convert this Case to a Chapter 13;
- C. Appoint a Chapter 13 Trustee to administer the estate;
- D. Grant such other and further relief as this Court deems just and equitable.

Dated: February 8, 2021

Respectfully Submitted,
JEFF FIELD & ASSOCIATES

/s/ Christopher J. Sleeper

CHRISTOPHER J. SLEEPER
Attorney for Debtor
State Bar No. 700884

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CASE No. 20-70035-JWC

CERTIFICATE OF SERVICE

I hereby certify that I have this day mailed a true and exact copy of the foregoing “Notice of Hearing” and “Motion to Convert to Chapter 13” to the following:

S. Gregory Hays, Chapter 13 Trustee

Electronically

Latosha Dewaun Mathis
2623 Memory Lane
Douglasville, GA 30135

Creditors Reflected on the
Attached Mailing Matrix

by electronic service upon filing with the Court or by placing a copy of same in a properly addressed envelope with sufficient postage affixed thereon to insure delivery and depositing same in the United States Mail.

Dated: February 8, 2021

Respectfully Submitted,
JEFF FIELD & ASSOCIATES

/s/ Christopher J. Sleeper

CHRISTOPHER J. SLEEPER
Attorney for Debtor
State Bar No. 700884

342 North Clarendon Avenue
Scottdale, GA 30079
404-499- 2700
contactus@fieldlawoffice.com

Label Matrix for local noticing
113E-1
Case 20-70035-jwc
Northern District of Georgia
Atlanta
Mon Feb 8 12:50:55 EST 2021

Amex
Correspondence/Bankruptcy
Po Box 981540
El Paso, TX 79998-1540

Amex/Bankruptcy
Correspondence/Bankruptcy
Po Box 981540
El Paso, TX 79998-1540

Barclays Bank Delaware
P.O. Box 8803
Wilmington, DE 19899-8803

Capital One
Attn: Bankruptcy
Po Box 30285
Salt Lake City, UT 84130-0285

Capital One
Po Box 30281
Salt Lake City, UT 84130-0281

Citibank/The Home Depot
Citicorp Credit Svcs/Centralized Bk dept
Po Box 790034
St Louis, MO 63179-0034

Comenity Bank/Lane Bryant
Attn: Bankruptcy
Po Box 182125
Columbus, OH 43218-2125

Credit First National Association
Attn: Bankruptcy
Po Box 81315
Cleveland, OH 44181-0315

Credit One Bank
Attn: Bankruptcy Department
Po Box 98873
Las Vegas, NV 89193-8873

(p)DISCOVER FINANCIAL SERVICES LLC
PO BOX 3025
NEW ALBANY OH 43054-3025

R. Jeffrey Field
Jeffrey Field & Associates
342 North Clarendon Avenue
Scottdale, GA 30079-1320

First Nataional Bank/Legacy
Attn: Bankruptcy
Po Box 5097
Sioux Falls, SD 57117-5097

Fnb Omaha
Attn: Bankruptcy
Po Box 2490
Omaha, NE 68103-2490

(p)GEORGIA DEPARTMENT OF REVENUE
COMPLIANCE DIVISION
ARCS BANKRUPTCY
1800 CENTURY BLVD NE SUITE 9100
ATLANTA GA 30345-3202

Hsbc Bank
Attn: Bankruptcy
Po Box 2013
Buffalo, NY 14240-2013

IRS Insolvency Unit
401 W. Peachtree St., NW
Room 400, Stop 334-D
Atlanta, GA 30308

Kohls/Capital One
Attn: Credit Administrator
Po Box 3043
Milwaukee, WI 53201-3043

Marcus by Goldman Sachs
Attn: Bankruptcy
Po Box 45400
Salt Lake City, UT 84145-0400

Medical Data Systems (MDS)
Attn: Bankruptcy Dept
2001 9th Ave Ste 312
Vero Beach, FL 32960-6413

Nordstrom FSB
Attn: Bankruptcy
Po Box 6555
Englewood, CO 80155-6555

Office of the United States Trustee
362 Richard Russell Building
75 Ted Turner Drive, SW
Atlanta, GA 30303-3315

PRA Receivables Management, LLC
PO Box 41021
Norfolk, VA 23541-1021

(p)SN SERVICING CORPORATION
323 FIFTH ST
EUREKA CA 95501-0305

Syncb/PPC
Attn: Bankruptcy
Po Box 965060
Orlando, FL 32896-5060

Syncb/Pandora
Attn: Bankruptcy
Po Box 965060
Orlando, FL 32896-5060

Synchrony Bank
Attn: Bankruptcy Dept
Po Box 965060
Orlando, FL 32896-5060

Synchrony Bank/ JC Penneys
Attn: Bankruptcy
Po Box 965064
Orlando, FL 32896-5064

Synchrony Bank/ Old Navy
Attn: Bankruptcy
Po Box 965060
Orlando, FL 32896-5060

Synchrony Bank/Amazon
Attn: Bankruptcy
Po Box 965060
Orlando, FL 32896-5060

Synchrony Bank/Gap
 Attn: Bankruptcy Dept
 Po Box 965060
 Orlando, FL 32896-5060

Synchrony Bank/Lowes
 Attn: Bankruptcy
 Po Box 965060
 Orlando, FL 32896-5060

Synchrony Bank/TJX
 Attn: Bankruptcy
 Po Box 965064
 Orlando, FL 32896-5064

Target
 c/o Financial & Retail Srvs
 Mailstop BT POB 9475
 Minneapolis, MN 55440-9475

United States Attorney
 Northern District of Georgia
 75 Ted Turner Drive SW, Suite 600
 Atlanta GA 30303-3309

Wells Fargo Bank NA
 Attn: Bankruptcy
 1 Home Campus Mac X2303-01a
 Des Moines, IA 50328-0001

Wells Fargo Bank NA
 Po Box 14517
 Des Moines, IA 50306-3517

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
 by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Discover Financial
 Pob 15316
 Wilmington, DE 19850

Georgia Department of Revenue
 Compliance Division
 1800 Century Blvd., NE, S9100
 Atlanta, GA 30345

SN Servicing Corp.
 323 Fifth Street
 Eureka, CA 95501

End of Label Matrix
 Mailable recipients 36
 Bypassed recipients 0
 Total 36